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PTO/SB/21 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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## TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

Application Number	10/677,565
Filing Date	Oct. 2, 2003
First Named Inventor	Rich, Jonathan M.
Art Unit	3681
Examiner Name	Richard M. Lorence
Attorney Docket Number	SEH 026 P2

ENCLOSURES (Check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached  <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s)  <input type="checkbox"/> Extension of Time Request  <input type="checkbox"/> Express Abandonment Request  <input type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Document(s)  <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers  <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address  <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund  <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC  <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences  <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)  <input type="checkbox"/> Proprietary Information  <input type="checkbox"/> Status Letter  <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Return Card
<input type="checkbox"/> Remarks  Supplemental Information Disclosure Statement Petition to Consider Information Disclosure Statement PTO Forms PTO/SB/21; PTO/SB/17; PTO/SB/008A		

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Matthew R. Jenkins Jacex, Meckstroth & Jenkins		
Signature			
Printed name	Matthew R. Jenkins		
Date	6-20-08	Reg. No.	34,844

### CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature			
Typed or printed name	MARILYN MCINTOSH	Date	6/20/08

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of

Applicant(s) : Jonathan M. Rich et al.  
Serial No. : 10/677,565  
Filed : Oct. 2, 2003  
Title : FRICTION FACING MATERIAL FOR  
USE IN A FRICTION ENVIRONMENT  
Docket : SEH 026 P2  
Art Unit : 3681  
Examiner : Richard M. Lorence

MAIL STOP AMENDMENT

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**PETITION TO CONSIDER INFORMATION DISCLOSURE STATEMENT  
UNDER 37 CFR §1.97(d)(2)**

Applicants hereby petition the Examiner to consider the attached Information Disclosure Statement.

As required by 37 C.F.R. §1.17(p) the \$180.00 Petition Fee is authorized to be charged to **Deposit Account No. 50-1287**.

The Commissioner is authorized to charge any additional fees under 37 C.F.R. §1.16 and §1.17 which may be required by this paper, or to credit any overpayment, to **Deposit Account No. 50-1287**. Two copies of this sheet are enclosed. (Should Deposit Account 50-1287 be deficient, please charge any further deficiencies to Deposit Account No. 10-0220).

Respectfully submitted,  
JACOX, MECKSTROTH & JENKINS

By Matthew R. Jenkins  
Matthew R. Jenkins  
Reg. No. 34,844

2310 Far Hills Building  
Dayton, Ohio 45419-1575  
937: 298-2811  
June 20, 2005

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

JUN 27 2005

Effective on 12/08/2004.

Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

# FEE TRANSMITTAL For FY 2005

Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT	(\\$) 180.00
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## Complete if Known

Application Number	10/677,565
Filing Date	Oct. 2, 2003
First Named Inventor	Rich, Jonathan M.
Examiner Name	Richard M. Lorence
Art Unit	3681
Attorney Docket No.	SEH 026 P2

## METHOD OF PAYMENT (check all that apply)

Check  Credit Card  Money Order  None  Other (please identify): \_\_\_\_\_

Deposit Account Deposit Account Number: 50-1287 Deposit Account Name: Matthew R. Jenkins

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

Charge fee(s) indicated below  Charge fee(s) indicated below, except for the filing fee  
 Charge any additional fee(s) or underpayments of fee(s)  Credit any overpayments

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

## FEE CALCULATION

### 1. BASIC FILING, SEARCH, AND EXAMINATION FEES

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES	
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)
Utility	300	150	500	250	200	100
Design	200	100	100	50	130	65
Plant	200	100	300	150	160	80
Reissue	300	150	500	250	600	300
Provisional	200	100	0	0	0	0

### 2. EXCESS CLAIM FEES

#### Fee Description

Each claim over 20 (including Reissues)

#### Small Entity

Fee (\$)

Fee (\$)

50 25

Each independent claim over 3 (including Reissues)

200 100

Multiple dependent claims

360 180

#### Total Claims Extra Claims Fee (\$) Fee Paid (\$)

#### Multiple Dependent Claims

Fee (\$) Fee Paid (\$)

- 20 or HP = \_\_\_\_\_ x \_\_\_\_\_ = \_\_\_\_\_

HP = highest number of total claims paid for, if greater than 20.

Indep. Claims Extra Claims Fee (\$) Fee Paid (\$)

Fee (\$) Fee Paid (\$)

- 3 or HP = \_\_\_\_\_ x \_\_\_\_\_ = \_\_\_\_\_

HP = highest number of independent claims paid for, if greater than 3.

### 3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
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- 100 = \_\_\_\_\_ / 50 = \_\_\_\_\_ (round up to a whole number) x \_\_\_\_\_ = \_\_\_\_\_

### 4. OTHER FEE(S)

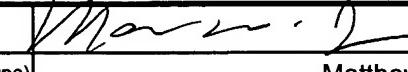
Non-English Specification, \$130 fee (no small entity discount)

Fees Paid (\$)

Other (e.g., late filing surcharge): Petition to Consider Information Disclosure Statement

\$180.00

## SUBMITTED BY

Signature		Registration No. (Attorney/Agent) 34,844	Telephone 937/298-2811
Name (Print/Type)	Matthew R. Jenkins	Date	

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



Application of:

Applicant(s) : Jonathan M. Rich et al.  
Serial No. : 10/677,565  
Filed : October 2, 2003  
Title : FRICTION FACING MATERIAL FOR USE  
IN A FRICTION ENVIRONMENT  
Group : 3681  
Examiner : Richard M. Lorence  
Docket : SEH 026 P2

MAIL STOP AMENDMENT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

CERTIFICATION OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on

6/24/05

by MARY MCINTOSH  
(typed or printed name of person mailing  
paper or fee)

Mary McIntosh  
Signature

Sir:

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR §1.97(b)

Pursuant to the provisions of 37 CFR §1.97(b) Applicants wish to disclose the materials listed below and on the attached form PTO/SB/08A which the Examiner may find relevant to the examination of the above-identified patent application. Pursuant to the Official Gazette Notice of August 5, 2003, copies of issued U.S. patents and/or U.S. patent applications are not required and are not enclosed. Copies of any foreign or non-patent reference materials are enclosed herewith.

The Examiner's attention is respectfully directed to the following materials which were cited in a counterpart foreign application by the Patent Cooperation Treaty International Searching Authority in the International Search Report dated January 10, 2004.

Country	Patent No.	Issued	Inventor(s)
US	5,585,166	12/17/1996	Kearsey
US	4,445,602	05/01/1984	Chana

A Petition to Consider Information Disclosure Statement Under 37 CFR 1.97(d)(2) is also enclosed.

The filing of this Supplemental Information Disclosure Statement shall not be construed to be an admission that the information cited in the statement is, or is considered to be, material to patentability as defined in §1.56(b). By filing this statement, Applicants are not making any representation as to whether any of the references referred to herein are material. Further, Applicants cite these references without prejudice, and Applicants reserve the right to contest the status of these references as prior art.

Respectfully submitted,

JACOX, MECKTROTH & JENKINS

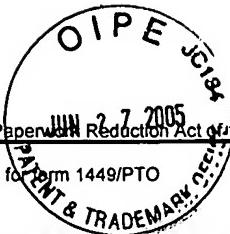
By Matthew R. Jenkins  
Matthew R. Jenkins  
Reg. No. 34,844

06/28/2005 EHAILE1 00000047 10677565

01 FC:1806

180.00 OP

2310 Far Hills Building  
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June 21, 2005



Under the Paperwork Reduction Act

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PTO/SB/08A (08-03)

Approved for use through 07/31/2006. OMB 0651-0031

Substitute for Form 1449/PTO

## **INFORMATION DISCLOSURE STATEMENT BY APPLICANT**

*(Use as many sheets as necessary)*

Sheet 1 of 1

**Complete if Known**

Application Number	10/677,565
Filing Date	Oct. 2, 2003
First Named Inventor	Rich, Jonathan M.
Art Unit	3681
Examiner Name	Richard M. Lorence
Attorney Docket Number	SEH 026 P2

## **U. S. PATENT DOCUMENTS**

## **FOREIGN PATENT DOCUMENTS**

Examiner Signature		Date Considered	
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<sup>1</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>2</sup>Applicant's unique citation designation number (optional). <sup>3</sup>See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>4</sup>Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>5</sup>For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>6</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>7</sup>Applicant is to place a check mark here if English language Translation is attached.

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